

## PUBLIC NOTICE

Pursuant to 42 C.F.R. § 447.205, the Georgia Department of Community Health is required to give public notice of any significant proposed change in its methods and standards for setting payment rates for services.

### DEPARTMENT OF COMMUNITY HEALTH, MEDICAL ASSISTANCE PLANS, STATE PLAN AMENDMENT: HOME HEALTH SERVICES

Pending Centers for Medicare and Medicaid Services (CMS) approval and effective for services provided on or after January 1, 2019 the Department proposes to update its State Plan for Durable Medical Equipment provided in Home Health settings.

CMS is requiring DCH to post public notice of this State Plan Amendment. This State Plan Amendment is a clean-up State Plan Amendment. This State Plan Amendment contains no impact on services, no policy changes, and no rate changes. The purpose of this State Plan Amendment is to align the State Plan with current DCH policy and federal requirements found at 42 CFR § 424.22 *et seq.*

CMS released guidance on April 5, 2018 requiring State Medicaid Agencies to comply with Home Health Regulations found at 42 CFR § 440.70(b)(3)(v), codifying CMS long standing policy that a state may develop a list of preapproved items of medical equipment as an administrative convenience but must provide individuals with a reasonable and meaningful procedure for requesting items that do not appear on such a list. The current State Plan contains a list of noncovered items. Please note that DCH policy allowed for access to the noncovered items that are medically necessary through the appeals process. CMS has requested that this list is removed from the State Plan.

The Department proposes to update its State Plan by removing language regarding noncovered Durable Medical Supplies.

This public notice is available for review at each county Division of Family and Children Services office. An opportunity for public comment will be held on **January 16, 2019, 11:00 a.m.**, at the Department of Community Health, 2 Peachtree Street, N.W., Atlanta, Georgia 30303 in the 5<sup>th</sup> Floor DCH Board Room. Individuals who are disabled and need assistance to participate during this meeting should call (404) 656-4479. Individuals wishing to comment in writing on any of the proposed changes should do so on or before **January 24, 2019**, to the Board of Community Health, Post Office Box 1966, Atlanta, Georgia 30301-1966. You may also email comments to Danisha Williams, [danwilliams@dch.ga.gov](mailto:danwilliams@dch.ga.gov) or fax to 404-651-6880.

Comments submitted will be available for review by submitting a request via email to Danisha Williams, [danwilliams@dch.ga.gov](mailto:danwilliams@dch.ga.gov).

**NOTICE IS HEREBY GIVEN THIS 10<sup>th</sup> DAY OF JANUARY, 2019**

**Frank W. Berry, Commissioner**